



RCG/1635
JFW

Request For Continued Examination (RCE) Transmittal

Address to:
U.S. Patent and Trademark Office
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Arlington, VA 22202

Application Number	09/904,568
Filing Date	July 16, 2001
First Named Inventor	Johanne Tremblay
Art Unit	1635
Examiner Name	James Schultz
Attorney Docket Number	004780.00001

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)
- b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-0733
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e) 06/10/2004 AAD0F01 00000099 09904568
- ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17) 01 FC:2801 385.00 DA
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Lisa M. Hemmendinger	Registration No. (Attorney/Agent)	42,653
Signature	<i>Lisa M. Hemmendinger</i>	Date	June 9, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print /Type)	
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Date	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Tremblay *et al.*) Group Art Unit: 1635
Serial No. 09/904,568) Examiner: James Schultz
Filing Date: July 16, 2001) Docket No. 04780.00001
For: **H₂CaRG, A Novel Calcium-Regulated Gene Coding for a Nuclear Protein**

AMENDMENT

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This amendment accompanies a Request for Continued Examination filed in response to the Final Office Action mailed March 9, 2004. We believe no fee is due to make this amendment timely filed. If a fee is due, please charge our Deposit Account No. 19-0733.

Claims 2 and 6-52 are pending. Claims 2-10, 14-18, and 22-46 are allowed. Claims 11-13, 19-21, and 47-52 are rejected.

Please enter the following amendments.

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01 FC:1801 770.00 DA

Void date: 06/10/2004 AAD0F01
06/10/2004 AAD0F01 00000080 190733 09904568
01 FC:1801 770.00 CR